

AMENDED IN SENATE MAY 2, 2005  
AMENDED IN SENATE APRIL 18, 2005

**SENATE BILL**

**No. 622**

**Introduced by Senator Speier**

February 22, 2005

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An act to add Chapter 9.8 (commencing with Section 6270) to Title 7 of Part 3 of the Penal Code, relating to correctional facilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 622, as amended, Speier. Correctional facilities: educational programs.

Existing law prescribes the authority and duties of the Youth and Adult Correctional Agency with regard to state correctional facilities and prisoners or wards.

This bill would require the Youth and Adult Correctional Agency to create an educational program within each of its correctional facilities that would provide a basic education for every inmate or ward, except as specified. The bill would require each educational program to consist of specified components, and would require the agency to annually report its findings to the Legislature in that regard. The bill would require funding of the program through the annual budget process, and not from moneys appropriated by the state for school districts and community college districts, as specified. *The bill would further require the Secretary of the Youth and Adult Correctional Agency to implement the program in conformity with any court order or consent decree entered into on or before March 1, 2005, as specified.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Chapter 9.8 (commencing with Section 6270) is added to Title 7 of Part 3 of the Penal Code, to read:

CHAPTER 9.8. EDUCATIONAL PROGRAMS

6270. Within 180 days after the effective date of the act adding this chapter, the Youth and Adult Correctional Agency shall implement a year-round educational program at every state or privately operated Department of Corrections facility and Department of the Youth Authority facility.

6271. Each educational program shall provide a basic education for every inmate or ward, excluding those sentenced to death or serving life sentences without possibility of parole. The Department of Corrections and the Department of the Youth Authority shall establish and implement an effective intake assessment protocol and progress assessment procedures.

6272. The educational program shall include, but not be limited to, the following components: identification and assessment; placement and intervention; orientation; postrelease; goal oriented progress reports; outcome measures; parental and family involvement; vocational certification; advisory committees utilizing academicians from universities; certified instructors; health and safety procedures; sensitivity to racial, ethnic, and cultural balances; admissions criteria; accountability and audits; maximum class sizes; evaluation procedures; public comment; dispute resolution; access to records; peer counseling; drug and alcohol therapy; anger management skills; prevention and relapse; mental, emotional, spiritual, and physical health skills; violence prevention skills; community restoration; victim awareness; victim recovery; employment skills, including mock interviews; parenting skills; drivers education; critical thinking; organizational skills; study habit skills; tutoring; sexual abuse recovery; mentoring; physical education; nutrition; dress code; housing skills; resume writing; computer literacy; telephone etiquette; graduation ceremonies; visual and performing arts; foreign language; disciplinary procedures; personal hygiene; culinary; banking; collaboration with parole units; crisis

1 intervention; counseling; and a plan for the educational program  
2 to operate during lockdowns.

3 6273. If a particular facility will be unable to meet the  
4 180-day deadline specified in Section 6270, within 30 days after  
5 the effective date of the act adding this chapter, the Youth and  
6 Adult Correctional Agency shall submit to the Governor and the  
7 Legislature in writing the reason for which the facility will be  
8 unable meet that deadline.

9 6274. The Youth and Adult Correctional Agency shall  
10 annually report to the Legislature all findings, outcomes, and  
11 statistics collected with regard to the educational program. The  
12 Youth and Adult Correctional Agency shall also make this  
13 information available to the public.

14 6275. (a) The Youth and Adult Correctional Agency shall  
15 receive funding for the educational programs established  
16 pursuant to this chapter at a per pupil in attendance rate  
17 equivalent to the statewide average adult education revenue limit  
18 per unit of average daily attendance determined pursuant to  
19 Section 52616.16 of the Education Code.

20 (b) For purposes of this section, one unit of pupil attendance  
21 shall be the full-time equivalent of one pupil attending 540 class  
22 hours of instruction.

23 (c) Funding shall be provided through the annual budget  
24 process and shall not be considered to be moneys applied by the  
25 state for allocation to school districts or community college  
26 districts, as used in subdivision (b) of Section 8 of Article XVI of  
27 the California Constitution.

28 6276. *The Secretary of the Youth and Adult Correctional*  
29 *Agency shall implement this chapter in conformity with any court*  
30 *order or consent decree entered into on or before March 1, 2005,*  
31 *that concerns the educational program of the former Department*  
32 *of the Youth Authority.*